

1 The Honorable Marsha J. Pechman

2
3
4
5
6 UNITED STATES DISTRICT COURT
7 FOR THE WESTERN DISTRICT OF WASHINGTON,
8 AT SEATTLE

9 PHILADELPHIA INDEMNITY
INSURANCE COMPANY,

10 Plaintiff,

11 vs.

12 SEATTLE DRUG AND NARCOTIC
13 CENTER, INC.; ASPEN INSURANCE U.K.
14 LIMITED; and M.H., as guardian for her
minor daughter, J.M.A.

15 Defendants.
16

Cause No. 2:18-cv 00664 MJP

**STIPULATED MOTION AND ORDER
EXTENDING STAY FOR ADDITIONAL
30 DAYS**

Noted for Hearing: September 4, 2018

17 **STIPULATION AND AGREED MOTION**

18 Pursuant to LCR 7(d)(1), LCR 10(g) and the Court's Order of August 7, 2018 (Dkt. No.
19 33), Plaintiff Philadelphia Indemnity Insurance Company ("Philadelphia") and Defendants
20 Seattle Drug and Narcotic Center, Inc. ("SeaDruNar") and Aspen Insurance U.K. Limited
21 ("Aspen") (collectively, the "Parties"), by and through their undersigned counsel, hereby move
22 on an agreed basis for an order extending the stay in this matter for at least thirty (30) days while
23 settlement is finalized in the matter of *M.H., as guardian for her minor daughter, J.M.A. v.*

STIPULATED MOTION AND ORDER EXTENDING STAY FOR
ADDITIONAL 30 DAYS – 1
USDC WD WA/SEA CAUSE NO. 2:18-cv 00664 MJP

1 *SEADRUNAR, Inc.*, King County Superior Court Cause No. 17-2-25848-2SEA (“Underlying
2 Lawsuit”) and move further that any corresponding deadlines in this matter be recalculated
3 accordingly. In the event the court in the Underlying Lawsuit does not approve the settlement
4 within 30 days, the Parties may request an additional extension of the stay.

5 In support of this Stipulated Motion, the Parties jointly provide the following status report:

- 6 1. A settlement has been reached in the Underlying Lawsuit. The settlement must be
7 reviewed and approved by a settlement guardian ad litem and then the underlying
8 court, before it is final. The Parties are still waiting for the appointment of a
9 settlement guardian ad litem and completion of this process.
- 10 2. The Court entered a 30 day stay on August 7, 2018 to allow for the settlement to
11 be approved and finalized. (Dkt. No. 33)
- 12 3. The Parties request a further 30 day extension of the stay because the underlying
13 settlement has not been approved or finalized as of this time.
- 14 4. If it appears the Underlying Lawsuit will not conclude before the 30th day after
15 the stay is extended, then the Parties agree to provide a joint status report to the
16 Court regarding whether they believe it would be appropriate to stay this action
17 for an additional period.

18 DATED this 4th day of September, 2018.

19 SOHA & LANG, P.S.

FORSBERG & UMLAUF, P.S.

1 By: s/Paul M. Rosner

2 Paul M. Rosner, WSBA # 37146
3 Jennifer P. Dinning, WSBA # 38236
4 Soha & Lang, P.S.
5 1325 Fourth Avenue, Suite 2000
6 Seattle, WA 98101-2570
7 Attorneys for Plaintiff Philadelphia
8 Indemnity Insurance Company
9 GORDON, TILDEN, THOMAS &
10 CORDELL, LLP

11 By: s/Franklin D. Cordell (per email
12 authorization)

13 Franklin D. Cordell, WSBA # 26392
14 1001 Fourth Ave., Suite 4000
15 Seattle, WA 98154
16 Attorneys for Defendant SeaDruNar

17 By: s/Stephanie S. Andersen (per email
18 authorization)

19 Stephanie S. Andersen, WSBA # 22250
20 901 Fifth Avenue, Suite 1400
21 Seattle, WA 98164
22 Attorneys for Defendant Aspen Insurance
23 U.K. Limited

1 **ORDER**

2 THIS MATTER came before the Court on the Parties' Stipulated Motion Extending Stay
3 for Additional 30 Days. The Court, having considered the Motion, the files and records herein,
4 the nature of the Motion, and being fully informed, finds that an extension of the stay in this
5 matter for thirty (30) days is appropriate.

6 As such, the Court GRANTS the Stipulated Motion Extending Stay for Additional 30
7 Days as follows:

- 8 1. This matter is stayed for an additional 30 days;
- 9 2. If it appears the Underlying Lawsuit will not conclude before the 30th day after
10 the extension of the stay, then the Parties will submit a joint status report to the
11 Court within 30 days from the date of entry of this order regarding whether the
12 stay should be continued;
- 13 3. Upon expiration of the stay, the Court will issue an amended case schedule
14 extending all deadlines by 60 days; and
- 15 4. Any of the Parties may move to lift the stay prior to its expiration.

16 DATED this __5th__ day of __September__, 2018

17
18 
19

20 The Honorable Marsha J. Pechman
21 United States Senior District Court Judge
22
23

Submitted by:

SOHA & LANG, P.S.

By: s/Paul M. Rosner

Paul M. Rosner, WSBA # 37146
Jennifer P. Dinning, WSBA # 38236
Soha & Lang, P.S.
1325 Fourth Avenue, Suite 2000
Seattle, WA 98101-2570
Attorneys for Plaintiff Philadelphia
Indemnity Insurance Company

Approved as to Form
Noticed of Presentation Waived:

GORDON, TILDEN, THOMAS &
CORDELL, LLP

By: s/Franklin D. Cordell (per email
authorization)

Franklin D. Cordell, WSBA # 26392
1001 Fourth Ave., Suite 4000
Seattle, WA 98154
Attorneys for Defendant SeaDruNar

FORSBERG & UMLAUF, P.S.

By: s/Stephanie S. Andersen (per email
authorization)

Stephanie S. Andersen, WSBA # 22250
901 Fifth Avenue, Suite 1400
Seattle, WA 98164
Attorneys for Defendant Aspen Insurance
U.K. Limited